

AFFIDAVIT BY ANNE ZWIRLEIN AND MARGARET ROBERTS IN SUPPORT OF  
PETITION PURSUANT TO 37 C.F.R. 1.47(a)

Sir:

We, Anne Zwirlein and Margaret Roberts declare:

1. We are employed by Cyclacel Limited, the assignee of interest by way of the assignment executed on August 31, 1998 by inventor, Dr. Allan Balmain
2. Our duties at Cyclacel include: Margaret Roberts was the Company Administrator from January 1, 1997 until April 15, 1998, then Human Resource Manager from April 15, 1998 until the present; Anne Zwirlein is the PA to the Chief Executive Officer since January 1, 1998.
3. We sent a copy of the application as filed and the Declaration, Petition and Power of Attorney and Assignment documents for execution to Dr. Zhu at his last known home address, 68 Deveron Road, Glasgow, G61 1LN, in Great Britain on August 18, 1998.
4. When we received no response, repeated attempts were made to contact Dr. Zhu between August and October of 1998 both at his home and at his work address. [Attached please find copies of letters sent to Dr. Zhu. We attempted to contact Dr. Zhu on August 18, and between September 1, and September 11, 1998.]
5. The undersigned, Margaret Roberts, succeeded in making telephone contact with Dr. Zhu at his work during the second week of October on either October 12 or 13, 1998. During the course of the conversation, Dr. Zhu stated that he refused to sign any documents relating to the above-referenced application stating that he was no longer involved in the project and that it had nothing to do with him. He did not elaborate further on the basis for his refusal to sign the required documents apart from reiterating that he wished no further involvement with Cyclacel.

We have been warned that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18, of the United States Code, and that such wilful and false statements may jeopardize the validity of the subject application or any patent resulting therefrom, and declare that all statements made of our own knowledge are true and that all statements made on information and belief are believed to be true.

Date: January 11, 1999

Signed: Anne Zwirlein

Anne Zwirlein

Date: January 11, 1999

Signed: Margaret Roberts

Margaret Roberts